IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.2563 OF 2004

Shri M.S.Karnik i/b Mr.P.N.Joshi for the Petitioner.

Shri M.M.Sathaye for Respondent No.1.

Office Notes, Office Memoranda of Coram, appearances, Court's order or directions	Court's or Judge's orders

CORAM: D.K.DESHMUKH, J.

DATED: 6TH JULY,2005

P.C.:

The Petitioner by this petition challenges the order passed in garnishee notice. The Petitioner is one of the partners of the judgment debtor firm. Obviously, therefore, he was party to the execution. Admittedly, the Petitioner has not raised any objection to the garnishee notice when it was taken out by the decree holder. In the absence of any objection being raised by the Petitioner to the garnishee notice, challenge to the

order passed by the executing court on the garnishee notice cannot be entertained. Petition is, therefore, rejected.

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